

Criminal Sentencing/Administrative Consequences - Repeat Offender (Alcohol Convictions)

Prepared by Michigan Dept of State/DLAD

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	OUIL/UBAC/OUID §625(1)	OWI §625(3)	OUIL/OWI Death/Injury §625(4) & (5)	Zero Tolerance §625(6)	Child Endangerment §625(7)	.04 CDL §625m(1)
1st Offense (no prior 625 crime)	Misdemeanor Fine/Jail/Comm Svc: 1 or more of following: Up to 93 days jail; \$100 - \$500 fine; up to 45 days comm svc. Licensing: 30/150 susp./rest. Plate conf: None Immob: Permissive up to 180 days Reg Deny: None Forf: None	Misdemeanor Fine/Jail/Comm Svc: 1 or more of following: Up to 93 days jail; up to \$300 fine; up to 45 days comm svc. Licensing: 90 day rest Plate conf: None Immob: Permissive up to 180 days Reg Deny: None Forf: None	Felony Fine/Jail/Comm Svc: <u>Death</u> - prison up to 15 years OR \$2,500 - \$10,000 fine, or both. <u>Injury</u> - prison up to 5 years OR \$1,000 - \$5,000 fine OR both. <u>Emergency Responder Death</u> - prison up to 20 years OR \$2,500 to \$10,000 fine, or both. Licensing: minimum 1 year revocation/denial Plate conf: Required Immob: Required up to 180 days Reg Deny: None Forf: Permissive	Misdemeanor Fine/Jail/Comm Svc: Up to \$250 fine OR up to 45 days comm svc, or both. Licensing: 30 day rest. Plate conf: None Immob: None Reg Deny: None Forf: None	Misdemeanor Fine/Jail/Comm Svc: \$200 - \$1,000 fine AND one or more of the following: 5 days to 1-year jail; 30-90 days comm svc. Licensing: 90/90 susp./rest. Plate conf: None Immob: Permissive up to 180 days Reg Deny: None Forf: Permissive	Misdemeanor Fine/Jail/Comm Svc: Up to \$300 fine OR up to 93 days jail, or both. Licensing: CDL - 1yr susp, OPR 90 day rest., HAZ - 3 yr susp. Plate conf: None Immob: Permissive up to 180 days Reg Deny: None Forf: None
2nd Offense or any prior 625 crime within 7 years	Misdemeanor Fine/Jail/Comm Svc: \$200 - \$1,000 fine AND one or more of the following: 5 days to 1-year jail; 30-90 days comm svc. Licensing: minimum 1 year revocation/denial Plate conf: Required Immob: Required 90 to 180 days unless forfeited Reg Deny: None Forf: Permissive	Misdemeanor Fine/Jail/Comm Svc: \$200 - \$1,000 fine AND one or more of the following: 5 days to 1-year jail; 30-90 days comm svc. Licensing: minimum 1 year revocation/denial Plate conf: Required Immob: Required 90 to 180 days unless forfeited Reg Deny: None Forf: Permissive	Felony Fine/Jail/Comm Svc: <u>Death</u> - prison up to 15 years OR \$2,500 - \$10,000 fine OR both. <u>Injury</u> - prison up to 5 years OR \$1,000 - \$5,000 fine OR both. <u>Emergency Responder Death</u> - prison up to 20 years OR \$2,500 to \$10,000 fine, or both. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: Required 90 to 180 days unless forfeited Reg Deny: None Forf: Permissive	Misdemeanor Fine/Jail/Comm Svc: One or more of the following: up to 60 days comm svc; up to \$500 fine; up to 93 days jail. Licensing: 90 day susp OR if prior §625 then minimum 1 year revocation/denial Plate conf: None Immob: None Reg Deny: None Forf: None	Felony Fine/Jail/Comm Svc: \$500 - \$5,000 fine AND either of the following: 1- 5 years prison; probation with 30 days to 1-year jail AND 60-180 days comm svc. Licensing: minimum 1 year revocation/denial Plate conf: Required Immob: Required 90 to 180 days unless forfeited Reg Deny: None Forf: Permissive	Misdemeanor Fine/Jail/Comm Svc: Up to \$1,000 fine OR up to 1-year prison, or both. Licensing: CDL - minimum 10yr rev, OPR 1yr rev/den. Plate conf: Required Immob: Required 90 to 180 days Reg Deny: None Forf: None
3rd Offense or 2 prior 625 crimes within 10 years	Felony Fine/Jail/Comm Svc: \$500 - \$5,000 fine AND either of the following: 1- 5 years prison; probation with 30 days to 1-year jail AND 60-180 days comm svc. Licensing: minimum 1 to 5 year revocation/denial Plate conf: Required Immob: Required 1 to 3 years unless forfeited Reg Deny: Required Forf: Permissive	Felony Fine/Jail/Comm Svc: \$500 - \$5,000 fine AND either of the following: 1- 5 years prison; probation with 30 days to 1-year jail AND 60-180 days comm svc. Licensing: minimum 1 to 5 year revocation/denial Plate conf: Required Immob: Required 1 to 3 years unless forfeited Reg Deny: Required Forf: Permissive	Felony Fine/Jail/Comm Svc: <u>Death</u> - prison up to 15 years OR \$2,500 - \$10,000 fine OR both. <u>Injury</u> - prison up to 5 years OR \$1,000 - \$5,000 fine OR both. <u>Emergency Responder Death</u> - prison up to 20 years OR \$2,500 to \$10,000 fine, or both. Licensing: minimum 1 to 5 year revocation/denial Plate conf: Required Immob: Required 1 to 3 years unless forfeited Reg Deny: Required Forf: Permissive		Endangerment - Zero Tolerance w/occupant <16 Misdemeanor Fine/Jail/Comm Svc: 1st -One or more of the following: up to 60 days comm svc; up to \$500 fine; up to 93 days jail. 2nd - \$200 - \$1,000 fine AND one or more of the following: 5 days to 1-year jail; 30-90 days comm svc. Licensing: 1st - 90/90 susp./rest. 2nd - revoke Plate conf: See 1st, 2nd offense Immob: See 1st & 2nd Reg Deny: None Forf: Permissive	Felony Fine/Jail/Comm Svc: \$500 - \$5,000 fine and either of the following: prison from 1 - 5 years; probation with 30 days to 1 year jail AND 60-180 days comm svc. Licensing: CDL - rev for LIFE--if prior approval, OPR-minimum 5 yr den/rev Plate conf: Required Immob: Required 1 to 3 years Reg Deny: Required Forf: None

Criminal Sentencing/Administrative Consequences - Repeat Offender (Driving While Suspended Convictions)

	DWLS §904(1)	Knowing Allowed Someone to DWLS §904(2)	DWLS Causing Death §904(4)	DWLS Causing Serious Injury §904(5)	Knowingly Allowed Someone to DWLS Causing Death §904(7)	Knowingly Allowed Someone to DWLS Causing Serious Injury §904(7)
1st Offense (no *priors)	Misdemeanor Fine/Jail/Comm Svc: Up to 93 days jail; up to \$500 fine, or both. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: None. (Cancel upon notice by officer) Immob: None Reg Deny: None Forf: None	Misdemeanor Fine/Jail/Comm Svc: Up to 93 days jail; up to \$500 fine, or both. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: None. (Cancel upon notice by officer) Immob: None Reg Deny: None Forf: None	Felony Fine/Jail/Comm Svc: Prison up to 15 years; \$2,500 - \$10,000 fine, or both. Licensing: minimum 1 year revocation/denial Plate conf: Required Immob: Required up to 180 days, unless forfeited. Reg Deny: None Forf: Permissive	Felony Fine/Jail/Comm Svc: Prison up to 5 years; \$1,000 - \$5,000 fine, or both. Licensing: minimum 1 year revocation/denial Plate conf: Required Immob: Required up to 180 days, unless forfeited. Reg Deny: None Forf: Permissive	Felony Fine/Jail/Comm Svc: Prison up to 5 years; \$1,000 - \$5,000 fine, or both. Licensing: None Plate conf: None Immob: None Reg Deny: None Forf: None	Felony Fine/Jail/Comm Svc: Prison up to 2 years; \$1,000 - \$5,000 fine, or both. Licensing: None Plate conf: None Immob: None Reg Deny: None Forf: None
2nd Offense or 1 * prior 904 susp within 7 years	Misdemeanor Fine/Jail/Comm Svc: Up to 1 year jail; up to \$1,000 fine, or both. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: None. (Cancel upon notice by officer) Immob: Permissive up to 180 days Reg Deny: None Forf: None	Misdemeanor Fine/Jail/Comm Svc: to 1 year jail; up to \$1,000 fine, or both. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: None. (Cancel upon notice by officer) Immob: Permissive up to 180 days Reg Deny: None Forf: None	Felony Fine/Jail/Comm Svc: Prison up to 15 years; \$2,500 - \$10,000 fine, or both. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: Required up to 180 days, unless forfeited. Reg Deny: None Forf: Permissive	Felony Fine/Jail/Comm Svc: Prison up to 5 years; \$1,000 - \$5,000 fine, or both. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: Required up to 180 days, unless forfeited. Reg Deny: None Forf: Permissive	Same as 1st offense.	Same as 1st offense.
3rd Offense or 2 * prior 904 susp within 7 years	Misdemeanor Criminal - Same. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: Required Immob: 90 to 180 days Reg Deny: None Forf: None	Misdemeanor Criminal - Same. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: Required Immob: 90 to 180 days Reg Deny: None Forf: None	Felony Criminal - Same. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: 90 to 180 days, unless forfeited. Reg Deny: None Forf: Permissive	Felony Criminal - Same. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: 90 to 180 days, unless forfeited. Reg Deny: None Forf: Permissive	Same as 1st offense.	Same as 1st offense.
4th Offense or 3 * prior 904 susp within 7 years	Misdemeanor Criminal - Same. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: Required Immob: 90 to 180 days Reg Deny: Required Forf: None	Misdemeanor Criminal - Same. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: Required Immob: 90 to 180 days Reg Deny: Required Forf: None	Felony Criminal - Same. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: 90 to 180 days, unless forfeited. Reg Deny: Required Forf: Permissive	Felony Criminal - Same. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: 90 to 180 days, unless forfeited. Reg Deny: Required Forf: Permissive		
5th Offense or 4 * prior 904 susp within 7 years	Misdemeanor Criminal - Same. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: Required Immob: 1-3 years Reg Deny: Required Forf: None	Misdemeanor Criminal - Same. Licensing: Mandatory additional under §904(10), (11) and (12) Plate conf: Required Immob: 1-3 years Reg Deny: Required Forf: None	Felony Criminal - Same. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: 1-3 years, unless forfeited. Reg Deny: Required Forf: Permissive	Felony Criminal - Same. Licensing: minimum 5 year revocation/denial Plate conf: Required Immob: 1-3 years, unless forfeited. Reg Deny: Required Forf: Permissive		

*For purposes of immobilization, priors are defined as prior mandatory additional suspensions/revocations imposed pursuant to §904(10), (11) or (12); not prior convictions of DWLS.

Prepared by the Michigan Department of State